

ORDINANCE NO. 500

AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE WASTEWATER DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF: IN THE CITY OF LAS ANIMAS, COUNTY OF BENT, STATE OF COLORADO.

BE IT ORDAINED AND ENACTED BY THE COUNCIL OF THE CITY OF LAS ANIMAS, STATE OF COLORADO, AS FOLLOWS:

ARTICLE I

DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

Sec. 1. Biochemical oxygen demand (BOD) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20 degrees Centigrade, expressed in milligrams per liter.

Sec. 2. "Building drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet (1.5 meters) outside the inner face of the building wall.

Sec. 3. "Building sewer" shall mean the extension from the building drain to the public sewer or other place of disposal, also called house connection.

Sec. 4. "Combined sewer" shall mean a sewer intended to receive both wastewater and storm or surface water.

Sec. 5. "Director" shall mean the Director of Public Works of the City of Las Animas, or his authorized deputy, agent or representative.

Sec. 6. "Easement" shall mean an acquired legal right for the specific use of land owned by others.

Sec. 7. "Floatable oil" is oil, fat, or grease in a physical state such that it will separate by gravity from wastewater by treatment in an approved pretreatment facility. A wastewater shall be considered free of floatable fat if it is properly pretreated and the wastewater does not interfere with the collection system.

Sec. 8. "Garbage" shall mean the animal and vegetable waste resulting from the handling, preparation, cooking and serving of foods.

Sec. 9. "Industrial wastes" shall mean the wastewater from industrial processes, trade, or business as distinct from domestic or sanitary wastes.

Sec. 10. "Natural outlet" shall mean any outlet, including storm sewers and combined sewer overflows, into a watercourse, pond, ditch, lake, or other body of surface or groundwater.

Sec. 11. "May" is permissive (see "shall," Sec. 19).

Sec. 12. "Person" shall mean any individual, firm, company, association, society, corporation, or group.

Sec. 13. "pH" shall mean the logarithm of the reciprocal of the hydrogen-ion concentration. The concentration is the weight of hydrogen-ions, in grams per liter of solution. Neutral water, for example, has a pH value of 7.0 and a hydrogen-ion concentration of 10^{-7} .

Sec. 14. "Properly shredded garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than $\frac{1}{2}$ inch (1.27 centimeters) in any dimension.

Sec. 15. "Public Sewer" shall mean a common sewer controlled by a governmental agency or public utility.

Sec. 16. "Sanitary Sewer" shall mean a sewer that carries liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions together with minor quantities of ground, storm, and surface waters that are not admitted intentionally.

Sec. 17. "Sewage" is the spent water of a community. The preferred term is "wastewater," Sec. 24.

Sec. 18. "Sewer" shall mean a pipe or conduit that carries wastewater or drainage water.

Sec. 19. "Shall" is mandatory (see "may", Sec. 11).

Sec. 20. "Slug" shall mean any discharge of water or wastewater which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation and shall adversely affect the collection system and/or performance of the wastewater treatment works.

Sec. 21. "Storm drain" (sometimes termed "storm sewer") shall mean a drain or sewer for conveying water, groundwater, subsurface water, or unpolluted water from any source.

Sec. 22. "Suspended solids" shall mean total suspended matter that either floats on the surface of, or is in suspension in water, wastewater, or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Methods for the Examination of Water and Wastewater" and referred to as non-filterable residue.

Sec. 23. "Unpolluted water" is water of quality equal to or better than the effluent criteria in effect or water that would not cause violation of receiving water quality standards and would not be benefited by discharge to the sanitary sewers and wastewater treatment facilities provided.

Sec. 24. "Wastewater" shall mean the spent water of a community. From the standpoint of source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions, together with any groundwater, surface water, and stormwater that may be present.

Sec. 25. "Wastewater facilities" shall mean the structures, equipment, and processes required to collect, carry away, and treat domestic and industrial wastes and dispose of the effluent.

Sec. 26. "Wastewater treatment works" shall mean an arrangement of devices and structures for treating wastewater, industrial wastes, and sludge. Sometimes used as synonymous with "waste treatment plant" or "wastewater treatment plant" or "water pollution control plant."

Sec. 27. "watercourse" shall mean a natural or artificial channel for the passage of water either continuously or intermittently.

ARTICLE II

USE OF PUBLIC SEWERS REQUIRED

Sec. 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the City of Las Animas, or in any area under the jurisdiction of said City of Las Animas, any human or animal excrement, garbage, or other objectionable waste.

Sec. 2. It shall be unlawful to discharge to any natural outlet within the City of Las Animas, or in any area under the jurisdiction of said City of Las Animas, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

Sec. 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of wastewater.

Sec. 4. The owner(s) of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the City of Las Animas and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the City of Las Animas, is hereby required at the owner(s) expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within thirty (30) days after date of official notice to do so, provided that said public sewer is within 400 feet of the property line.

ARTICLE III

PRIVATE WASTEWATER DISPOSAL

Sec. 1. Where a public sanitary or combined sewer is not available under the provisions of Article II, Section 4, the building sewer shall be connected to a private wastewater disposal system complying with the provisions of this article.

Sec. 2. Before commencement of construction of a private wastewater disposal system the owner(s) shall first obtain a written permit signed by the Director. The application for such permit shall be made on a form furnished by the City, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the Director. A permit and inspection fee set by resolution of the City Council shall be paid to the City at the time the application is filed.

Sec. 3. A permit for a private wastewater disposal system shall not become effective until the installation is completed to the satisfaction of the Director. The Director shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Director when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within 24 hours of the receipt of notice by the Director.

Sec. 4. The type, capacities, location, and layout of a private wastewater disposal system shall comply with all recommendations of the department of public health of the State of Colorado. No permit shall be issued for any private wastewater disposal system employing subsurface soil absorption facilities where the area of the lot is less than 43,560 square feet (1 acre). No septic tank or cesspool shall be permitted to discharge to any natural outlet.

Sec. 5. At such time as a public sewer becomes available to a property served by a private wastewater disposal system, as provided in Article III, Section 4, a direct connection shall be made to the public sewer within sixty (60) days in compliance with this ordinance, and any septic tanks, cesspools, and similar private wastewater disposal facilities shall be cleaned of sludge and filled with suitable material.

Sec. 6. The owner(s) shall operate and maintain the private wastewater disposal facilities in a sanitary manner at all times, at no expense to the City.

Sec. 7. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the health officer.

ARTICLE IV

SANITARY SEWERS, BUILDING SEWERS AND CONNECTIONS

Sec. 1. No unauthorized person(s) shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Director. The City reserves the right to tap all public sewer lines.

Sec. 2. There shall be two (2) classes of building sewer permits, (a) for residential and commercial service; and (b) for service to establishments producing industrial wastes. In either case, the owner(s) or his agent shall make application on a special form furnished by the City. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Director. A permit and inspection fee set by resolution of the City Council shall be paid to the City at the time the application is filed.

Sec. 3. All costs and expenses incidental to the installation, connection, and maintenance of the building sewer shall be borne by the owner(s). The owner(s) shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Sec. 4. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer, but the City does not and will not assume any obligation or responsibility for damage caused by or resulting from any such single connection aforementioned.

Sec. 5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Director, to meet all requirements of this ordinance.

Sec. 6. The size, slope, alignment, materials of construction of all sanitary sewers including building sewers, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing codes or other applicable rules and regulations of the City and the State of Colorado. In the absence of suitable code provisions or in amplification thereof; the materials and procedures set forth in appropriate specifications of the American Society for Testing Materials (A.S.T.M.) and Water Pollution Control Federation (W.P.C.F.) Manual of Practice No. 9 shall apply.

Sec. 7. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all

buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.

Sec. 8. No person(s) shall make connection of roof downspouts, foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer unless such connection is approved by the Director and the Colorado State Department of Health for purposes of disposal of polluted surface drainage.

Sec. 9. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the City, and the State of Colorado, or as the procedures set forth in appropriate specifications of the A.S.T.M. and the W.P.C.F. Manual of Practice No. 9. All such connections shall be made gastight and watertight and verified by proper testing. Any deviation from the prescribed procedures and materials must be approved by the Director before installation.

Sec. 10. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the City.

Sec. 11. When a subdivider or other person doing the construction finds it necessary to construct sewer lines through undeveloped areas or areas not served by sewer lines in order to serve a platted subdivision or other property, the entire cost of such sewer lines shall be paid by the subdivider or person constructing the same. As the property abutting such sewer lines is developed and connections are made to the same, the City may collect a charge per front foot based upon the original construction cost and, if so collected, shall reimburse the original subdivider or constructor to the extent of the collection so made provided, however, that in no event shall such reimbursement exceed the total cost of the sewer line. A subdivider's or constructor's right to reimbursement shall terminate seven years after execution of the sewer line extension contract.

Peripheral collection mains abutting a development shall be designed to extend the full length of the developer's property.

The City shall reimburse a developer for the cost of the incremental size increase of a collection main which is in excess of the cost of such a main sized only to meet the needs of the developer's project provided the pipeline design has been approved by the Director and that such expenditure has been approved by City Council.

Any new public sewer lines shall be the responsibility of the developer to maintain for one year from the date of construction before the City takes over maintenance.

Sec. 12. Minor leaks or breaks in the building sewer shall be repaired by the property owner(s) within seventy-two hours from the time of notification of such condition by the Director. If satisfactory progress toward repairing such break has not been accomplished within 72 hours, the Director may shut off the water to the premises until the leak or break has been repaired. Major leaks or breaks shall be subject to immediate repair, and if the owner(s) fails to respond promptly in making the repair, the Director shall cause the leak to be repaired and the cost shall be billed to the property owner(s).

ARTICLE V

USE OF THE PUBLIC SEWERS

Sec. 1. No person(s) shall discharge or cause to be discharged any unpolluted waters such as stormwater, surface water, groundwater, roof runoff, subsurface drainage, or cooling water to any sewer, except stormwater runoff from limited areas, which stormwater may be polluted at times, may be discharged to the sanitary sewer by permission of the Director and the Colorado State Department of Health.

Sec. 2. Stormwater other than that exempted under Section 1, Article V. and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Director and the Colorado State Department of Health. Unpolluted industrial cooling water or process waters may be discharged, on approval of the Director, to a storm sewer, combined sewer, or natural outlet.

Sec. 3. No person(s) shall discharge or cause to be discharged any of the following described water or wastes to any public sewers:

- (a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
- (b) Any waters containing toxic or poisonous solids, liquids, or other wastes, to contaminate the sludge of any sewage treatment process, constitute a hazard in or have an adverse effect on the waters receiving any discharge from the works. Each user which discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge of the City of Las Animas treatment works shall pay for such increased costs.
- (c) Any waters or wastes having a pH lower than 5.5, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the wastewater works.
- (d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the wastewater facilities such as, but not limited to ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders.

Sec. 4. The following described substances, materials, waters or wastes shall be limited in discharges to municipal systems to concentrations or quantities which will not harm either the sewers, the sludge of any municipal system, the wastewater treatment process or equipment, will not have an adverse effect on the receiving stream, or will not otherwise endanger lives, limb, public property, or constitute a nuisance. The Director may set limitations lower than the limitations established in the regulations below if, in his opinion, such more severe limitations are necessary to meet the above objectives. In forming his opinion as to the acceptability, the Director will give consideration to such factors as the quantity of subject waste in relation to flows and velocities in the sewers, materials of construction of the sewers, the wastewater treatment process employed, capacity of the wastewater treatment plant, and other pertinent factors. The limitations or restrictions on materials or characteristics of waste or wastewater discharged to the sanitary sewer which shall not be violated without approval of the Director are as follows:

- (a) Wastewater having a temperature higher than 150 degrees Fahrenheit (65 degrees Celsius).
- (b) Wastewater containing more than 25 milligrams per liter of petroleum oil, nonbiodegradable cutting oils, or product of mineral oil origin.
- (c) Wastewater from industrial plants containing floatable oils, fat or grease.

(d) Any garbage that has not been properly shredded (see Article I, Section 14.) Garbage grinders may be connected to sanitary sewers from homes, hotels, institutions, restaurants, hospitals, catering establishments, or similar places where garbage originates from the preparation of food in kitchens for the purpose of consumption on the premises or when served by caterers.

(e) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances to such degree that any such material received in the composite wastewater at the wastewater treatment works exceeds the limits established by the Director for such materials.

(f) Any waters or wastes containing odor-producing substances exceeding limits which may be established by the Director.

(g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Director in compliance with applicable State or Federal regulations.

(h) Quantities of flow, concentrations or both which constitute a "slug" as defined herein.

(i) Waters or wastes containing substances which are not amenable to treatment or reduction by the wastewater treatment processes employed, or are amenable to treatment only to such degree that the wastewater treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

(j) Any water or wastes which, by interaction with other water or wastes in the public sewer system, release obnoxious gases, form suspended solids which interfere with the collection system, or create a condition deleterious to structures and treatment processes.

Sec. 5. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 4 of this Article, and which in the judgment of the Director may have a deleterious effect upon the wastewater facilities, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Director may:

- (a) Reject the wastes,
- (b) Require pretreatment to an acceptable condition for discharge to the public sewers,
- (c) Require control over the quantities and rates of discharge, and/or
- (d) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges.

If the Director permits the pretreatment or equalization of waste flow, the design and installation of the plants and equipment shall be subject to the review and approval of the Director and the Colorado State Department of Health.

Sec. 6. Grease, oil and sand interceptors shall be provided when, in the opinion of the Director, they are necessary for the proper handling of liquid wastes containing floatable grease in excessive amounts as specified in Section 4(c), or any flammable wastes, sand or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Director and the Uniform Plumbing Code, and shall be located as to be readily and easily accessible for cleaning and inspection. In the maintaining of these interceptors, the owner(s) shall be responsible for the proper removal and disposal by appropriate means of the captured material and shall maintain records of the dates and means of disposal which are subject to review by the Director. Any removal and hauling of the collected materials not performed by owner(s) personnel must be performed by currently licensed waste disposal firms.

Sec. 7. Where pretreatment or flow-equalization facilities are provided or required for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner(s) at his expense.

Sec. 8. When required by the Director, the owner(s) of any property serviced by a building sewer carrying industrial wastes shall install a suitable structure together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such structures, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Director. The structure shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

Sec. 9. The Director may require a user of sewer services to provide information needed to determine compliance with this ordinance. These requirements may include:

- (1) Wastewater's discharge peak rate and volume over a specified time period.
- (2) Chemical analyses of wastewaters.
- (3) Information on raw materials, processes, and products affecting wastewater volume and quality.
- (4) Quantity and disposition of specific liquid, sludge, oil, solvent, or other materials important to sewer use control.
- (5) A plot plan of sewers of the user's property showing sewer and pretreatment facility location.
- (6) Details of wastewater pretreatment facilities.
- (7) Details of systems to prevent and control the losses of materials through spills to the municipal sewer.

Sec. 10. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association. Sampling methods, location, times, durations, and frequencies are to be determined on an individual basis subject to approval by the Director.

Sec. 11. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the City and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the City for treatment.

ARTICLE VI

PROPERTY DESTRUCTION

Sec. 1. No person(s) shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance or equipment which is a part of the wastewater facilities. Any person(s) violating this provision shall be subject to immediate arrest and subsequent prosecution.

ARTICLE VII

POWERS AND AUTHORITY OF THE CITY

Sec. 1. The Director and other duly authorized employees of the City bearing proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing pertinent to discharge to the public sewer in accordance with the provisions of this ordinance.

Sec. 2. The Director or other duly authorized employees are authorized to obtain information concerning industrial processes which have a direct bearing on the kind and source of discharge to the wastewater collection system. The industry may withhold information considered confidential. The industry must establish that the revelation to the public of the information in question might result in an advantage to competitors.

Sec. 3. The Director and other duly authorized employees of the City bearing proper credentials and identification shall be permitted to enter all private properties through which the City holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the wastewater facilities lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

Sec. 4. The City shall not be held responsible for any loss or damage to private or public property that may be directly or indirectly attributed to the use of a building or public sewer.

ARTICLE VIII

RATES AND BILLINGS

Sec. 1. All monthly rates, permits, and tap fees for residential, non-residential, and industrial users of sewer and sewer service furnished by the City within and without the City shall be those established by the City Council by resolution and shall be reviewed as necessary, but not less than every two years, to assure equity of the service charge system.

Sec. 2. Monthly sewer charges shall be added to and made a part of the monthly utility bill and shall be paid in the same manner and subject to the same regulations as provided for the payment of water bills.

Sec. 3. Rates for sewer service outside the City limits shall be double the rates charged inside the City limits. All consumers outside the City limits shall agree, when accepting service from the City, to follow the rules and requirements that apply to the consumers within the City limits.

Sec. 4. Owner(s) of real property shall be considered the users of public sewer service provided by the City to their property and shall be held liable and responsible for the payment of any and all charges accruing for such sewer services. All consumers are invited to review their files used for billing. It shall be the responsibility of the user to notify the City of any changes in service.

Sec. 5. If the monthly bill is not paid within thirty (30) days of the billing date, the consumer shall be notified once. If the bill remains unpaid for another ten (10) days, water service will be discontinued without further notice.

Water will not be turned on in any house or private service line except upon the order of the Director after all arrearages and charges due have been paid.

In case of delinquent accounts on non-owner occupied residences, the property owner will be given an additional thirty (30) days notice before service will be discontinued.

ARTICLE IX

WASTEWATER FACILITY FUNDS

Sec. 1. OPERATING FUND. There is hereby created a fund to be known as the wastewater facility operating fund. All the proceeds and revenue derived from sewer taxes, rents, tolls, service charges, and rates, including the plumbing and tapping of mains and laying and connection of collection pipes thereto by reason of the operation of the wastewater facility of the City, shall be credited to the wastewater facility operating fund and shall be applied to the following uses and purposes:

- (a) To defray the current operational and maintenance expenses of such wastewater facilities.
- (b) For the extension of the mains of the wastewater facilities and making such improvements and additions thereto whenever, in the opinion of the City Council, such extensions, improvements and additions shall be necessary and expedient and shall have been ordered by the City Council.

Sec. 2. DEPRECIATION FUND. There is hereby created a wastewater facilities depreciation fund. At the end of each fiscal year the City Council by resolution may transfer from the balance in the wastewater facilities operating fund to the wastewater facilities depreciation fund such amounts as it deems advisable.

Money in the wastewater facilities depreciation fund shall be applied to the uses and purposes specified in subsection (b) of Article IX Sec. 1, and upon resolution of the City Council for the uses and purposes specified in subsection (a) of Article IX Sec. 1.

After the depreciation fund is established, the City Council, by resolution, may transfer remaining funds in such amounts as it deems advisable to the general fund of the City.

ARTICLE X

PENALTIES

Sec. 1. Any person found to be violating any provision of this ordinance except Article VI shall be served by the City with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Sec. 2. Any person who shall continue any violation beyond the time limit provided for in Article X, Section 1, shall be guilty of a misdemeanor, and on conviction thereof shall be fined in the amount not exceeding Three Hundred (\$300.00) dollars for each violation. Each day in which such violation shall continue shall be deemed a separate offense.

Sec. 3. Any person violating any of the provisions of this ordinance shall become liable to the City for any expense, loss, or damage occasioned the City by reason of such violation.

ARTICLE XI


VALIDITY

Sec. 1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

INTRODUCED AND PASSED ON FIRST READING AND ORDERED PUBLISHED THE 2nd DAY OF August, 1983.

ADOPTED ON SECOND READING AND ORDERED PUBLISHED BY TITLE ONLY THIS 6th DAY OF Sept., 1983.


ALFRED PUTNAM, Mayor

ATTEST:


LYLA M. MAUPIN, City Clerk